Ld

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.4312 OF 2006
IN a.w.C.S.No.1599/06
SUIT NO. 3376 OF 1985

Shah Babulal Khimji .. Plaintiff

vs

Waman Mahadev Dixit .. Defendant
&
Geeta Dixit & ors .. Respondent

Ms.Manjari Shah i.b Thakore Jariwala for Plff

CORAM : SMT R.S.DALVI, J

DATE : 29th January, 2007

P.C.

1. The Notice of Motion as well as the Camber Summons have been served upon the respondents by courier on 13th December, 2006. Affidavit in reply is filed. Notice of motion is made absolute in terms of prayer clause (a) (b) (c) and (d). Chamber summons is made absolute in terms of prayer clauses (a) (b) and (c). The abetment is set aside. Dismissal order is also set aside. Suit is restored to file.

2. The plaintiff shall amend the plaint to bring respondents on record as party defendants within two weeks from today. The plaintiff shall serve copy of the plaint along with the amended writ of

summons upon respondents within 4 weeks.

(Smt R.S.Dalvi,J)